THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.17675 OF 2007

DATED: 11-09-2007

BETWEEN

M/s. Heavens Restaurant & Bar,
At D.No.87-1-4, R.T.C. Complex
Road, Rajahmundry, Rep. by
Licensee Chippada Prasad,
S/o. Veeraju, R/o. F6,
Himabindu apartments,
Prakash Nagar, Rajahmundry,
East Godavari District.

...PETITIONER

AND

The Government of Andhra Pradesh,
Rep. by Principal Secretary to
Government, Revenue (Ex.II) Dept,
Secretariat Buildings, Secretariat,
Hyderabad and others.

...RESPONDENTS

ORDER:

Heard the learned counsel for the petitioner and learned Government Pleader appearing for the respondents.

2. Petitioner submits that he has been granted Form 2B Bar and Restaurant license on 11.10.2006 for the excise year 2006-2007 commencing from 01.07.2006 and ending with 30.06.2007.

It is stated that the license fee has to be paid in four installments and the lease commences from the date of issuance of license only and therefore, the petitioner need not pay the license fee for the first installment i.e. from 01.07.2006 to 30.09.2006 and the petitioner is liable to the license fee from

01.10.2006 onwards. Therefore, the petitioner seeks remission of 1/4th license fee for the excise year 2006-2007.

3. Learned counsel for the petitioner submits that the subject matter of the writ petition is squarely covered by the judgment of this Court in W.P.No.24220 of 2006 dated 14.06.2007.

Following the aforesaid judgment, the writ petition is accordingly allowed as prayed for. There shall be no order as to costs.

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V. ESWARAIAH, J

September 11, 2007
DSK